

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
RALEIGH DIVISION

**FILED**  
OCT 10 2002  
PEGGY B. DEANS, CLERK  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF N.C.

IN RE: )  
 )  
INTERNATIONAL HERITAGE, INC. ) CASE NO. 98-02675-5-ATS  
 ) CHAPTER 7  
 )  
 )  
Debtor. )

FOURTH APPLICATION FOR INTERIM COMPENSATION FOR  
SERVICES RENDERED BY ATTORNEY FOR TRUSTEE

The application of Holmes P. Harden, attorney for Trustee in the above-captioned case, respectfully represents:

1. That on the 22nd day of January, 1999 your applicant was approved as attorney for Trustee in the above-referenced case, #98-02675-5-ATS, and has since performed certain services on behalf of the Trustee. The Court entered an Order Allowing Attorney for Trustee's First Interim Fees on November 1, 1999 for services rendered and time expended incurred for the period November 30, 1998 through September 22, 1999 and expenses incurred for the period January 27, 1999 through August 31, 1999. The Court entered a consent order on October 26, 2000 allowing applicant's Second interim compensation for services rendered from September 23, 1999 through September 12, 2000 in the amount of \$20,674.75 and reimbursement of expenses in the amount of \$24.50. The court also entered a consent order on October 25, 2001 allowing compensation in the amount of \$6,089.50 for services rendered from September 18, 2000 through August 21, 2001. Applicant's Fourth Interim Application for compensation are for services rendered from September 11, 2001 through September 17, 2002 and are itemized on Exhibit A attached hereto and incorporated herein by reference.

2. Attorney time is billed at a rate of \$160.00 per hour. Paralegal time is billed at \$70.00 per hour. The total amount of interim compensation being sought is \$22,920.00.

Attorney	Rate	Hours	Amount
H. P. Harden	\$160.00	50.50	8,080.00
Paralegal			
Jenny D. Johnson	70.00	212.00	\$14,840.00
Totals		262.50	\$22,920.00

Applicant believes that the compensation requested is fair and reasonable. In addition to interim compensation, the applicant also requests reimbursement for reasonable and necessary expenses incurred in the amount of \$3.25.

3. Reimbursement for travel expenses is requested at the rate of .365 per mile. Reimbursement for photocopy expenses is requested only for photocopies disseminated at the direction of the Court or Clerk of Court or pursuant to Local Rules, at .20 per page. Reimbursement for postal expenses is requested only for the costs of mailings directed by the Court, the Clerk, or pursuant to Local Rules.

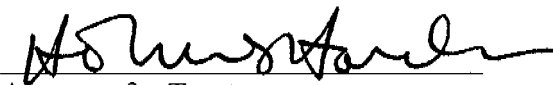
4. No agreement or understanding exists between the applicant and any other person for the sharing of compensation to be received for services rendered in or in connection with this case, other than with the professional association by which the undersigned is employed.

Holmes P. Harden is the firm's senior creditor's rights and bankruptcy attorney and coordinator of its creditors' rights and bankruptcy practice group. He is certified in bankruptcy law by the North Carolina State Bar Board of Legal Specialization and in business bankruptcy law by the American Bankruptcy Board of Certification. He has over 17 years of business law experience. He is a Chapter 7 Bankruptcy Trustee for the Eastern District of North Carolina. His normal hourly billing rate is \$240.00.

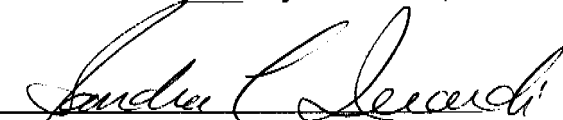
Mr. Harden received his undergraduate degree at Davidson College and his law degree at the University of North Carolina. He served as law clerk to the Honorable Naomi Morris, Chief Judge of the North Carolina Court of Appeals, from 1981 to 1982. He is a member of several professional organizations, including the North Carolina Bar Association, National Association of Bankruptcy Trustees, Council of Certified Bankruptcy Specialists, The Commercial Law League, and the American Bankruptcy Institute.

Jenny D. Johnson, Bankruptcy Paralegal, Johnston Community College, 1977, Associate Accounting; Atlantic Christian College, 1980, B.S.B.A.; Meredith College, (bankruptcy law course under legal assistant program); 8 years banking experience; 11 years experience in bankruptcy; 1 year probate experience; 95% of billable time is devoted to bankruptcy; Normal hourly billing rate is \$85.00 per hour.

WHEREFORE, your applicant prays that he be allowed and paid from the estate the above requested second interim compensation of \$22,920.00 and reimbursement of expenses in the amount of \$3.25.

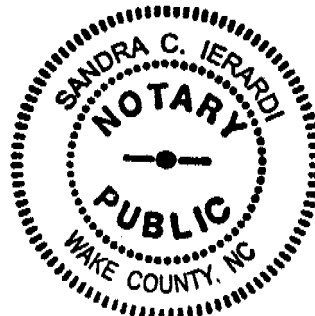
  
Attorney for Trustee

Sworn to and subscribed before me this the \_\_\_\_\_ day of October, 2002.

  
Notary Public

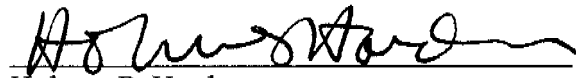
My Commission Expires:

10/31/03



CERTIFICATE OF SERVICE

I, Holmes P. Harden, attorney for Trustee, do hereby certify that the Fourth Interim Application for Services of Attorney for Trustee's Fees hereto attached was served upon the party listed below by mailing a copy thereof to him at the address indicated below with the proper postage attached and deposited in an official depository under the exclusive care and custody of the United States Post Office in Raleigh, North Carolina, on the 8<sup>th</sup> day of October, 2002.



Holmes P. Harden  
Attorney for Trustee  
N. C. State Bar No. 9835  
Post Office Drawer 19764  
Raleigh, North Carolina 27619  
Telephone: (919) 981-4000

SERVED:

Marjorie K. Lynch  
Bankruptcy Administrator  
Post Office Box 3039  
Raleigh, North Carolina

CUMULATIVE DESCRIPTION

48.00	WORKED ON INTERIM FEE APPLICATIONS.
96.00	WORKED ON TURNOVER MOTION FOR MS. JEAN BOYLES.
236.00	WORK ON 3RD INTERIM FEE APPLICATIONS.
284.00	INTRA-OFFICE CONFERENCES RE PREPERATION OF FEE APPLICATION.
380.00	WORKED ON FEE APPLICATIONS.
476.00	REVISED FEE APPLICATION.
524.00	REVIEWED PROPOSED WEEKS REALTY COMPLAINT.

ENTRIES-----*				WORKED		BILLED	
	DATE	STAT	HOURS	AMOUNT	HOURS	AMOUNT	
1	091101	B	.30	48.00	.30	48.	
2	091101	B	.30	48.00	.30	48.	
4	091101	B	2.00	140.00	2.00	140.	
7	091201	B	.30	48.00	.30	48.	
7	091201	B	.60	96.00	.60	96.	
7	091301	B	.60	96.00	.60	96.	
7	091301	B	.30	48.00	.30	48.	

INDEX	TIME
1445266	(H)
1445289	(H)
1444718	(J)
1445308	(H)
1445331	(H)
147649	(H)
147652	(H)

DATE: 10/07/02 11:18:37 PRO FORMA STATEMENT AS OF 091702 FOR FILE (BANK7A-HFN) BANK7A-HFN #93262 (94393) Page 2 (2)

148388 0117 (HPH)	091401 B	1.00	160.00	1.00	160.00	684.00	TELEPHONE CALL FROM MS. STEPHANI HUMICKHOUSE RE INSOLVENCY ISSUES; REVIEWED SETTLEMENT AGREEMENTS.
148578 0117 (HPH)	091701 B	.60	96.00	.60	96.00	780.00	REVISED FEE APPLICATIONS.
148581 0117 (HPH)	091701 B	.20	32.00	.20	32.00	812.00	FINALIZE FEE APPLICATIONS.
148829 0117 (HPH)	092001 B	.20	32.00	.20	32.00	844.00	FINALIZE FEE APPLICATION OF LEWIS AND ROBERTS.
151591 0117 (HPH)	092501 B	.20	32.00	.20	32.00	876.00	FINALIZE FEE APPLICATION AND NOTICE.
151606 0117 (HPH)	092501 B	.60	96.00	.60	96.00	972.00	REVIEWED STATEMENT OF FINANCIAL AFFAIRS RE AVOIDABLE TRANSFERS.
158105 0117 (HPH)	100901 B	.60	96.00	.60	96.00	1068.00	REVIEWED JUDGE SMALL'S TIG SUMMARY JUDGMENT OPINION.
159844 0117 (HPH)	102201 B	.30	48.00	.30	48.00	1116.00	REVIEWED PROPOSED CONSENT ORDER ON FEES.
168961 0117 (HPH)	110701 B	.20	32.00	.20	32.00	1148.00	REVIEW AND EXECUTE NOTICE OF MOTIONS TO SETTLE ADVERSARY PROCEEDING.
219320 0117 (HPH)	041102 B	.30	48.00	.30	48.00	1196.00	REVIEWED ERIE INSURANCE PROOF OF LOSS.
240052 0117 (HPH)	062002 B	.80	128.00	.80	128.00	1324.00	WORKED ON OBJECTIONS TO CLAIMS.
239985 0117 (HPH)	062402 B	.60	96.00	.60	96.00	1420.00	WORKED ON OBJECTIONS TO CLAIMS.
239700 0117 (HPH)	062502 B	.30	48.00	.30	48.00	1468.00	TELEPHONE CALL TO ATTORNEY JIM JOHNSON RE VAN ETTEN ATTEMPT TO RECOVER CASH VALUE OF ERIE POLICY ON KERI VAN ETTEN; TELEPHONE CALL TO ATTORNEY PATRICK ANDERS RE SAME.
239701 0117 (HPH)	062502 B	.20	32.00	.20	32.00	1500.00	TELEPHONE CALL FROM MR. JIM JOHNSON RE ERIE TOLLING AGREEMENT.
241294 0117 (HPH)	062602 B	2.60	416.00	2.60	416.00	1916.00	MEET WITH MS. PEGGY DEANS AND STAFF RE CLAIMS OBJECTIONS.
241296 0117 (HPH)	062602 B	.20	32.00	.20	32.00	1948.00	TELEPHONE CALL TO ATTORNEY PATRICK ANDERS RE DEMAND FOR LIFE INSURANCE INFORMATION.
241298 0117 (HPH)	062602 B	.30	48.00	.30	48.00	1996.00	DICTATED LETTER TO MR. PATRICK ANDERS RE DEMAND FOR INFORMATION FROM ERIE INSURANCE AND NOTICE NOT TO LIQUIDATE OR LOAN AGAINST CASH VALUE.
2441301 0117 (HPH)	062602 B	1.30	208.00	1.30	208.00	2204.00	WORKED ON OBJECTIONS TO CLAIMS.
242123 0117 (HPH)	062702 B	.30	48.00	.30	48.00	2252.00	REVISED PROPOSED NOTICE OF OMNIBUS CLAIMS OBJECTIONS.
242125 0117 (HPH)	062702 B	.30	48.00	.30	48.00	2300.00	FINALIZE ANDERS LETTER.
242128 0117 (HPH)	062702 B	.30	48.00	.30	48.00	2348.00	WORKED ON PROPOSED NOTICE OF OBJECTIONS TO CLAIMS.
242147 0117 (HPH)	062702 B	3.75	600.00	3.70	592.00	2940.00	WORKED ON OBJECTIONS TO CLAIMS.
242459 0117 (HPH)	062802 B	3.80	608.00	3.80	608.00	3548.00	WORKED ON OBJECTIONS TO CLAIMS.
250183 0117 (HPH)	070102 B	2.30	368.00	2.30	368.00	3916.00	WORKED ON NOTICE OF OBJECTIONS TO CLAIMS.
243746 0534 (JDJ)	070102 B	.50	35.00	.50	35.00	3951.00	WORK ON NOTICE RE OBJECTIONS TO CLAIMS.

DATE: 10/07/02 11:18:37	PRO FORMA STATEMENT AS OF 091702 FOR FILE (BANK7A-HFN) BANK7A-HFN	#93262(94393)	Page 3 (3)			
050259 0117 (HPH)	070202 B	2.30	368.00	2.30	368.00	4319.00 REVISED PROPOSED NOTICE F CLAIMS OBJECTIONS.
050260 0117 (HPH)	070202 B	1.00	160.00	1.00	160.00	4479.00 REVIEWED SETTLEMENT AGREEMENTS AND ORDERS RE OBJECTIONS TO CLAIMS.
043752 0534 (JDJ)	070202 B	1.20	84.00	1.20	84.00	4563.00 WORK ON NOTICE RE OBJECTIONS TO CLAIMS; REVIEW ALL NOTICES TO INCLUDE ALL NECESSARY LANGUAGE.
050287 0117 (HPH)	070302 B	3.80	608.00	3.80	608.00	5171.00 WORKED ON OBJECTIONS TO CLAIMS.
050046 0117 (HPH)	071002 B	1.30	208.00	1.30	208.00	5379.00 WORKED ON OBJECTIONS TO CLAIMS.
050021 0117 (HPH)	071102 B	.60	96.00	.60	96.00	5475.00 TELEPHONE CALL FROM MS. PEGGY DEANS RE REVISION OF PROPOSED ORDER; INTRA-OFFICE CONFERENCE WITH MS. JOHNSON RE SAME.
050025 0117 (HPH)	071102 B	2.00	320.00	2.00	320.00	5795.00 WORKED ON CATEGORIZING OBJECTIONS FOR NOTICE.
047380 0117 (HPH)	071202 B	1.30	208.00	1.30	208.00	6003.00 WORKED ON OBJECTIONS TO CLAIMS.
047993 0117 (HPH)	071502 B	3.60	576.00	3.60	576.00	6579.00 WORKED ON FORM OBJECTIONS; WORKED ON OBJECTIONS TO CLAIMS.
047743 0117 (HPH)	071602 B	1.00	160.00	1.00	160.00	6739.00 WORKED ON OBJECTION TO CLAIMS.
047428 0117 (HPH)	071802 B	2.00	320.00	2.00	320.00	7059.00 WORKED ON OBJECTIONS TO CLAIMS.
047327 0117 (HPH)	071902 B	.60	96.00	.60	96.00	7155.00 INTRA-OFFICE CONFERENCES WITH MS. JOHNSON RE OBJECTIONS TO CLAIMS.
046704 0534 (JDJ)	071902 B	9.00	630.00	9.00	630.00	7785.00 WORK ON OBJECTIONS TO CLAIMS.
046705 0534 (JDJ)	072002 B	5.50	385.00	5.50	385.00	8170.00 WORK ON OBJECTIONS TO CLAIMS.
046706 0534 (JDJ)	072102 B	4.00	280.00	4.00	280.00	8450.00 WORK ON OBJECTIONS TO CLAIMS.
049957 0117 (HPH)	072202 B	.30	48.00	.30	48.00	8498.00 INTRA-OFFICE CONFERENCE WITH MS. JOHNSON RE OBJECTIONS TO CLAIMS.
049430 0534 (JDJ)	072202 B	11.75	822.50	11.70	819.00	9317.00 WORK ON OBJECTIONS TO CLAIMS.
049679 0117 (HPH)	072302 B	.60	96.00	.60	96.00	9413.00 WORKED ON OBJECTIONS TO CLAIMS.
049431 0534 (JDJ)	072302 B	10.50	735.00	10.50	735.00	10148.00 WORK ON OBJECTIONS TO CLAIMS.
049432 0534 (JDJ)	072502 B	11.50	805.00	11.50	805.00	10953.00 WORK ON OBJECTIONS TO CLAIMS.
049434 0534 (JDJ)	072602 B	8.25	577.50	8.30	581.00	11534.00 WORK ON OBJECTIONS TO CLAIMS.
049433 0534 (JDJ)	072702 B	2.00	140.00	2.00	140.00	11674.00 WORK ON OBJECTIONS TO CLAIMS.
049435 0534 (JDJ)	072802 B	4.50	315.00	4.50	315.00	11989.00 WORK ON OBJECTIONS TO CLAIMS.
050516 0117 (HPH)	072902 B	.30	48.00	.30	48.00	12037.00 INTRA-OFFICE CONFERENCES WITH MS. JOHNSON RE CLAIMS OBJECTIONS.
051359 0534 (JDJ)	073002 B	4.70	329.00	4.70	329.00	12366.00 WORK ON OBJECTIONS TO CLAIMS.
051373 0534 (JDJ)	073102 B	4.20	294.00	4.20	294.00	12660.00 WORK ON OBJECTIONS TO CLAIMS.
053495 0534 (JDJ)	080102 B	4.50	315.00	4.50	315.00	12975.00 WORK ON OBJECTIONS TO CLAIMS.

DATE: 10/07/02 11:18:37	PRO	FORMA	STATEMENT AS OF 091702 FOR FILE (BANK7A-HFN) BANK7A-HFN	#93262 (94393)	Page 4 (4)		
(JDJ)	080202 B	2.00	140.00	2.00	140.00	13115.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	080502 B	3.00	210.00	3.00	210.00	13325.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	080602 B	3.00	210.00	3.00	210.00	13535.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	080702 B	10.20	714.00	10.20	714.00	14249.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	081202 B	8.00	560.00	8.00	560.00	14809.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	081302 B	.30	48.00	.30	48.00	14857.00	INTRA-OFFICE CONFERENCES RE OBJECTIONS TO CLAIMS REVIEWED BY MRS. JOHNSON.
(HPH)	081302 B	.30	48.00	.30	48.00	14905.00	TELEPHONE CALLS FROM MR. CRAIG ADAMS; TELEPHONE CALLS TO MR. ADAMS, ALL RE FBI REQUEST TO RECOPY DOCUMENTS FROM COMPUTER.
(HPH)	081302 B	.90	63.00	.90	63.00	14968.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	081402 B	.30	48.00	.30	48.00	15016.00	WORKED ON OBJECTIONS TO CLAIMS.
(HPH)	081402 B	.60	96.00	.60	96.00	15112.00	WORKED ON FOURTH INTERIM FEE APPLICATION.
(HPH)	081402 B	3.00	210.00	3.00	210.00	15322.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	081502 B	.60	96.00	.60	96.00	15418.00	INTRA-OFFICE CONFERENCES WITH MRS. JOHNSON RE COORDINATING OBJECTIONS TO CLAIMS.
(HPH)	081502 B	8.90	623.00	8.90	623.00	16041.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	081602 B	.30	48.00	.30	48.00	16089.00	WORKED ON OBJECTIONS TO CLAIMS.
(HPH)	082002 B	.30	48.00	.30	48.00	16137.00	INTRA-OFFICE CONFERENCE WITH MRS. JOHNSON, RE COORDINATING CLAIMS OBJECTIONS.
(HPH)	082002 B	5.00	350.00	5.00	350.00	16487.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082102 B	8.00	560.00	8.00	560.00	17047.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082202 B	.60	42.00	.60	42.00	17089.00	WORK ON FEE APPLICATION.
(JDJ)	082202 B	1.00	70.00	1.00	70.00	17159.00	WORK ON FEE APPLICATION.
(JDJ)	082202 B	5.30	371.00	5.30	371.00	17530.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082302 B	2.00	140.00	2.00	140.00	17670.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082602 B	9.00	630.00	9.00	630.00	18300.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082702 B	.80	128.00	.80	128.00	18428.00	INTRA-OFFICE CONFERENCE'S WITH MRS. JOHNSON, RE CLAIMS OBJECTIONS.
(HPH)	082702 B	10.20	714.00	10.20	714.00	19142.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082802 B	.30	48.00	.30	48.00	19190.00	WORKED ON OBJECTIONS TO CLAIMS.
(HPH)	082802 B	11.20	784.00	11.20	784.00	19974.00	WORK ON OBJECTIONS TO CLAIMS.
(JDJ)	082802 B	11.20	784.00	11.20	784.00	19974.00	WORK ON OBJECTIONS TO CLAIMS.



DATE: 10/07/02 11:18:37 PRO FORMA STATEMENT AS OF 091702 FOR FILE (BANK7A-HFN) BANK7A-HFN #93262(94393) Page 5 (5)

260999 0534 083002 B	4.50	315.00	4.50	315.00	20289.00 WORK ON OBJECTIONS TO CLAIMS.
(JDJ)					
264773 0117 090302 B	.30	48.00	.30	48.00	20337.00 INTRA-OFFICE CONFERENCE WITH JENNY JOHNSON RE
(HPH)					CLAIMS OBJECTIONS.
266456 0534 090402 B	9.80	686.00	9.80	686.00	21023.00 WORK ON OBJECTIONS TO CLAIMS.
(JDJ)					
266449 0534 090502 B	7.50	525.00	7.50	525.00	21548.00 WORK ON OBJECTIONS TO CLAIMS.
(JDJ)					
265302 0117 090602 B	.30	48.00	.30	48.00	21596.00 WORKED ON OBJECTIONS TO CLAIMS.
(HPH)					
265367 0117 090902 B	.30	48.00	.30	48.00	21644.00 INTRA-OFFICE CONFERENCE RE OBJECTIONS TO
(HPH)					CLAIMS.
266475 0534 091002 B	3.90	273.00	3.90	273.00	21917.00 WORK ON OBJECTIONS TO CLAIMS.
(JDJ)					
265451 0117 091102 B	.30	48.00	.30	48.00	21965.00 INTRA-OFFICE CONFERENCE WITH JENNY JOHNSON RE
(HPH)					STATUS OF CLAIMS OBJECTIONS.
266447 0534 091102 B	6.50	455.00	6.50	455.00	22420.00 WORK ON OBJECTIONS TO CLAIMS.
(JDJ)					
265815 0117 091202 B	.30	48.00	.30	48.00	22468.00 WORKED ON CLAIMS OBJECTIONS.
(HPH)					
266845 0117 091702 B	.60	96.00	.60	96.00	22564.00 WORKED ON OBJECTIONS TO CLAIMS, LEGAL RESEARCH
(HPH)					726 (A) (3).
266847 0117 091702 B	.30	48.00	.30	48.00	22612.00 WORKED ON OBJECTIONS TO CLAIMS.
(HPH)					
266489 0534 091702 B	4.40	308.00	4.40	308.00	22920.00 WORK ON OBJECTIONS TO CLAIMS.
(JDJ)					

FEE SUBTOTAL 22920.00

-----COST ENTRIES-----\*

INDEX DATE	STAT	AMOUNT	DESCRIPTION	CODE	TKPER	VOUCHER
293727	091201B	2.50	* FACSIMILE TRANSMISSION	8050	FIRM	
293740	091301B	0.75	* FACSIMILE TRANSMISSION	8050	FIRM	

3.25

BALANCE DUE FROM PREVIOUS STATEMENT . . . . . 0.00  
LESS PAYMENT(S) . . . . . 0.00

BALANCE FORWARD . . . . . 0.00

TIMECARD SUB-TOTAL ( 262.50) . . . . . 22920.00  
DISBURSEMENT SUB-TOTAL . . . . . 3.25  
SUBTOTAL CURRENT PERIOD . . . . . 22923.25  
TOTAL DUE . . . . . 22923.25

TIME VALUE FOR THE MATTER AFTER THE CUTOFF DATE . . . . . 0.00  
COST VALUE FOR THE MATTER AFTER THE CUTOFF DATE . . . . . 0.00

( ) BILL COSTS AND FEES  
( ) BILL FEES ONLY  
( ) BILL COSTS ONLY  
( ) BILL COSTS ONLY  
( ) FINAL BILL  
( ) CLOSE FILE  
( ) DO NOT BILL